



State Medical Board of Ohio

77 S. High St., 17th Floor • Columbus, OH 43266-0315 • (614) 466-3934 • Website: www.state.oh.us/med/

May 12, 1999

Robert E. Wyatt, D.P.M.
9134 Bradenton Road
Ft. Wayne, IN 46835

Dear Doctor Wyatt:

Please find enclosed a certified copy of the Findings, Order and Journal Entry approved and confirmed by the State Medical Board meeting in regular session on May 12, 1999.

Section 119.12, Ohio Revised Code, may authorize an appeal from this Order. Such an appeal may be taken to the Franklin County Court of Common Pleas only.

Such an appeal setting forth the Order appealed from the grounds of the appeal must be commenced by the filing of a Notice of Appeal with the State Medical Board of Ohio and the Franklin County Court of Common Pleas within fifteen (15) days after the mailing of this notice and in accordance with the requirements of Section 119.12 of the Ohio Revised Code.

Very truly yours,

Anand G. Garg, M.D.
Secretary

AGG:jam
Enclosures

CERTIFIED MAIL RECEIPT NO. Z 233 839 251
RETURN RECEIPT REQUESTED

Mailed 5/13/99

CERTIFICATION

I hereby certify that the attached copy of the Findings, Order and Journal Entry, approved by the State Medical Board, meeting in regular session on May 12, 1999, constitute a true and complete copy of the Findings, Order and Journal Entry in the Matter of Robert E. Wyatt, D.P.M., as it appears in the Journal of the State Medical Board of Ohio.

This Certification is made by the authority of the State Medical Board of Ohio in its behalf.

(SEAL)



Anand G. Garg, M.D.
Secretary

MAY 12, 1999
Date

BEFORE THE STATE MEDICAL BOARD OF OHIO

IN THE MATTER OF

*

*

ROBERT E. WYATT, D.P.M.

*

FINDINGS, ORDER AND JOURNAL ENTRY

By letter dated March 10, 1999, notice was given to Robert E. Wyatt, D.P.M., that the State Medical Board intended to consider disciplinary action regarding his license to practice podiatric medicine and surgery in Ohio, and that he was entitled to a hearing if such hearing was requested within thirty (30) days of the mailing of said notice. In accordance with Section 119.07, Ohio Revised Code, said notice was sent via certified mail, return receipt requested, to the last known address of Robert E. Wyatt, D.P.M., that being 9134 Bradenton Road, Ft. Wayne, IN 46835.

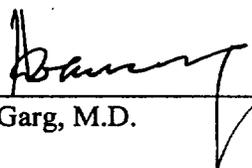
No hearing request has been received from Dr. Wyatt, and more than thirty (30) days have now elapsed since the mailing of the aforesaid notice.

WHEREFORE, for the reasons outlined in the March 10, 1999, letter of notice, which is attached hereto and incorporated herein, it is hereby ORDERED that the license of Robert E. Wyatt, D.P.M., to practice podiatric medicine and surgery in the State of Ohio be _____
PERMANENTLY REVOKED

This Order shall become effective IMMEDIATELY.

This Order is hereby entered upon the Journal of the State Medical Board of Ohio for the 12th day of May 1999, and the original thereof shall be kept with said Journal.

(SEAL)



Anand G. Garg, M.D.
Secretary

MAY 12, 1999

Date

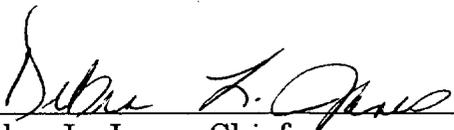
AFFIDAVIT

I, Debra Jones, being duly cautioned and sworn, do hereby depose and say:

- 1) That I am employed by the State Medical Board of Ohio (hereinafter, "The Board")
- 2) That I serve the Board in the position of Chief, Continuing Medical Education, Records, and Renewal;
- 3) That in such position I am the responsible custodian of all public licensee records maintained by the Board pertaining to individuals who have received certificates issued pursuant to Chapter 4731., Ohio Revised Code;
- 4) That I have this day carefully examined the records of the Board pertaining to Robert E. Wyatt, D.P.M.
- 5) That based on such examination, I have found the last known address of record of Robert E. Wyatt, D.P.M. to be:

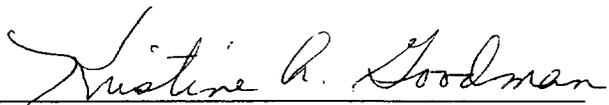
9134 Bradenton Road
Ft. Wayne, IN 46835

- 6) Further, Affiant Sayeth Naught.



Debra L. Jones, Chief
Continuing Medical Education,
Records and Renewal

Sworn to and signed before me, Kristine A. Goodman, Notary
Public, this 20th day of April, 1999.



Notary Public



KRISTINE A. GOODMAN
Notary Public, State of Ohio
My Commission Expires
11/9/2002



State Medical Board of Ohio

77 S. High Street, 17th Floor • Columbus, Ohio 43266-0315 • 614/ 466-3934 • Website: www.state.oh.us/med/

March 10, 1999

Robert E. Wyatt, D.P.M.
9134 Bradenton Road
Ft. Wayne, IN 46835

Dear Doctor Wyatt:

In accordance with Chapter 119., Ohio Revised Code, you are hereby notified that the State Medical Board of Ohio intends to determine whether or not to limit, revoke, suspend, refuse to register or reinstate your certificate to practice podiatry, or to reprimand or place you on probation for one or more of the following reasons:

- (1) On or about October 23, 1998, the Indiana State Board of Podiatric Medicine (hereinafter "Indiana Board") filed a Findings of Fact and Order indefinitely suspending your Indiana podiatry license.

The Indiana Board found that from on or about June 16, 1993, until after March 20, 1998, you had a doctor-patient relationship with a mildly retarded female residing in a semi-independent living facility. The Indiana Board further found that in 1997 and early 1998, you engaged in sexual intercourse with that patient on two occasions. In particular, the Indiana Board found that, on or about March 20, 1998, you made a house call to the patient's apartment, where you engaged in sexual intercourse with her subsequent to treating her feet. A copy of the Indiana Board Findings of Fact and Order is attached hereto and fully incorporated herein.

The Indiana Board Findings of Fact and Order as alleged in paragraph (1) above, constitutes "[t]he limitation, revocation, or suspension by another state of a license or certificate to practice issued by the proper licensing authority of that state, the refusal to license, register, or reinstate an applicant by that authority, the imposition of probation by that authority, or the issuance of an order of censure or other reprimand by that authority for any reason, other than nonpayment of fees," as that clause is used in Section 4731.22(B)(22), Ohio Revised Code.

Pursuant to Chapter 119., Ohio Revised Code, you are hereby advised that you are entitled to a hearing in this matter. If you wish to request such hearing, the request must be made in writing and must be received in the offices of the State Medical Board within thirty (30) days of the time of mailing of this notice.

Mailed 3/11/99

Robert E. Wyatt, D.P.M.

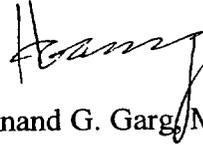
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You are further advised that you are entitled to appear at such hearing in person, or by your attorney, or by such other representative as is permitted to practice before this agency, or you may present your position, arguments, or contentions in writing, and that at the hearing you may present evidence and examine witnesses appearing for or against you.

In the event that there is no request for such hearing received within thirty (30) days of the time of mailing of this notice, the State Medical Board may, in your absence and upon consideration of this matter, determine whether or not to limit, revoke, suspend, refuse to register or reinstate your certificate to practice podiatry or to reprimand or place you on probation.

Copies of the applicable sections are enclosed for your information.

Very truly yours,



Anand G. Garg/M.D.
Secretary

AGG/jag
Enclosures

CERTIFIED MAIL # Z 233 895 055
RETURN RECEIPT REQUESTED

4. In late 1997 and early 1998, Respondent engaged in sexual intercourse on two occasions with C.S.
5. On March 20, 1998, Respondent made a house call to C.S.'s apartment, where he treated her feet. Following the treatment, Respondent engaged in sexual intercourse with C.S.

ULTIMATE FINDINGS OF FACT

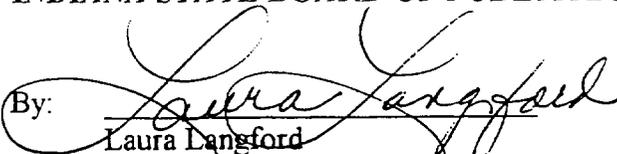
1. Respondent received timely and proper notice of this hearing date, location, and time pursuant to Indiana Code §4-21.5-3-20.
2. The Board has jurisdiction to hear and decide this matter.
3. Respondent's conduct constitutes a violation of Indiana Code 25-1-9-4(a)(4)(B) in that Respondent has continued to practice although he has become unfit to practice due to failure to keep abreast of current professional theory or practice; Indiana Code 25-1-9-4(a)(5) in that Respondent engaged in a course of lewd or immoral conduct in connection with the delivery of services to the public; and Indiana Code 25-1-9-4(a)(3) in that Respondent has knowingly violated any state statute or rule regarding the profession in question, to wit: 845 IAC 1-6-1(d) in that Respondent failed to exercise reasonable care and diligence in the treatment of a patient based upon generally accepted and approved scientific principles, methods, treatments, and current professional theory and practice.
4. The above violations warrant the imposition of disciplinary sanctions on the Respondent's podiatric medical license.

ORDER

Based upon the above Findings of Fact, the Board now **ORDERS** that Respondent's Indiana podiatry license be **SUSPENDED INDEFINITELY**. Respondent may not be heard on his petition for reinstatement for six months.

SO ORDERED this 23rd of October, 1998.

INDIANA STATE BOARD OF PODIATRIC MEDICINE

By: 
Laura Langford
Executive Director
Health Professions Bureau

copies to:

Robert Wyatt, D.P.M.
2018 North Clinton Street
Fort Wayne, IN 46805

SENT CERTIFIED MAIL NO. 2 502 598 344
RETURN RECEIPT REQUESTED

Mark W. Baeverstad
N. Jean Schendel
Hunt Suedhoff, LLP
P.O. Box 11489
Fort Wayne, IN 46858-1489

Deputy Attorney General James R. Oliver
Office of the Indiana Attorney General
IGCS 5th Floor
402 W. Washington St.
Indianapolis, IN 46204